

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

Public Servants – A.P. Medical & Health Services – Allegation of Corruption / Irregularities in purchase of medicines against Sri Y.V.S.N. Narsing Rao, Senior Assistant Office of the Additional District Medical & Health Officer, Rampachodavaram –East Godavari District – Disciplinary action initiated –Enquiry Officer appointed –Report submitted – Penalty of stoppage of two annual grade increments with cumulative effect – Awarded – Orders – Issued.

HEALTH, MEDICAL & FAMILY WELFARE (VC-1) DEPARTMENT

G.O. Rt. No. 1577

Dated:08-12-2009

Read the following:-

1. Government Memo. No.19667/B1/99, Health Medical & Family Welfare Department, dt. 23-10-1999
2. Government Memo. No. 19667/B1/99-8, Health Medical & Family Welfare Department, dt. 15-10-2001
3. From Director of Health, Hyderabad Lr. No. 15448/2.G/2000, dt. 21-02-2002.
4. Orders of A.P.Administrative Tribunal, dt. 24-07-2007 in O.A.No.1078/2007 filed by Dr. T.S.N.Murthy.
5. Judgment of High Court dt. 27-03-2008 in W.P. No. 20180/ 2007 filed by Government.
6. Govt. Memo. No. 19667/VC.I(1)/99, Health Medical & Family Welfare (VC.I) Department, dated 10.10.2008.
7. Explanation of Sri Y.V.S.N. Narsing Rao, Senior Assistant, O/o Addl. DM&HO, Rampachodavaram, E.G. district, dt. 17.3.2009.
8. Govt. Letter No. 19667/VC.I(1)/1999, Health Medical & Family Welfare Department, dated 08.10.2009.
9. From the Secretary, A.P.P.S.C., Hyderabad, Letter 1305/RT.I/3/09, dated 21.11.2009.

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ORDER:

Disciplinary action was initiated against Dr. Krishna Brahman, Additional District Medical & Health Officer, Dr. M Chandra Mouleswara Reddy, District Medical & Health Officer, Dr. T.S.N. Murthy, Additional District Medical & Health Officer and Sri Y.V.S.N. Narsing Rao, Senior Assistant of Rampachodavaram, East Godavari District on the allegation of committing irregularities and mis-utilisation of purchase of medicines during the year 1999-2000 etc by issuing charge memo. in the reference 1<sup>st</sup> read above. The Additional Director Office of the Director of Health was appointed as an Enquiry Officer. He has submitted his enquiry report. It was examined and dropped further action against Dr. Krishna Bhramam and decided to conduct further enquiry. The Regional Director, Medical & Health (Services), Rajahmundry was accordingly, appointed as an Enquiry Officer in the reference 2<sup>nd</sup> cited. Further, the entire case was also entrusted to the Investigating Agency for conducting detailed investigation and report and accordingly they have registered a case in Cr.No.3/RCO-RJY/2002 on 24-01-2002 Under Section.13(2), read with 13(1) (d) and (c) of Prevention of Corruption Act, 1988 and took up the investigation. In the mean time, the Enquiry Officer / Regional Director has submitted his enquiry report through reference 3<sup>rd</sup> cited, since the investigation report from the Director General, Anti Corruption Bureau was awaited, no action was taken on the said Enquiry Officer's report. Subsequently, the Anti Corruption Bureau has submitted its final report, and based on the findings thereon, the Director General, Anti Corruption Bureau was permitted in Memo. No. 19667/VC.1(1)/99, dt: 04-07-2006 to prosecute Dr. T.Satyanarayana Murthy, Dr. M.Chandra Mouleswara Reddy since they retired from service and orders were also issued in G.O.Ms.No.300, HM & FW (VC-1) Deptt., dt. 29-07-2006 for prosecution of Sri Y.V.S.N. Narsing Rao, Sr. Asst. in a Court of Law, and the case is in pending in a Special Court. Thus the Criminal Proceedings are in pending against the above referred Delinquent Officers.

2. While so, Dr. T.Satyanarayana Murthy, has filed O.A.No.1078/2007 before the Hon'ble A.P.Administrative Tribunal which is disposed of on 24-07-2007 by setting aside the charge Memo. No.19667/B1/99, dt. 23-10-1999 with a direction to release the pension and other pensionary benefits to the applicant .

3. Government have filed W.P. No. 20180/2007 over the above orders of A.P.Administrative Tribunal dt. 24-07-2007 in O.A. No. 1078/2007. The High Court by its Judgment dt. 27-03-2008 has disposed of the said W.P. with a direction that to pass final orders independently in the above enquiry report with out reference to the criminal proceedings.

4. Government, keeping in view of the above Judgment of Hon'ble High Court dt. 27-03-2008 and having examined the report of Regional Director / Enquiry Officer and after following due procedure have awarded punishment of 50% cut in pension besides withholding of entire gratuity to Dr. T.S.N. Murthy, Additional District Medical & Health Officer (Retd.) in G.O.Ms.No. 226, Health Medical & Family Welfare (VC-1) Department, dt. 28-06-2008.

5. The Hon'be High Court in its Judgment dt. 27-03-2008 in W.P. No. 20180 of 2007 filed by Government has give direction to pass final orders on the enquiry officers report without reference to the criminal proceedings. In pursuance of this judgment, and based on the enquiry report of Regional Director, Medical & Health (Services) / Enquiry Officer, Rajahmundry orders are passed in G.O.Ms.No. 226, Health Medical & Family Welfare (VC-1) Department, dt. 28-06-2008, imposing punishment to Dr. T.S.N. Murthy, one of the Delinquent Officer among two others. Hence it has been considered and decided to conclude the disciplinary case against other two Delinquent Officers, viz. Dr. M.Chandra Mouleswara Reddy, District Medical & Health Officer (Retd.) and Sri Y.V.S.N. Narsing Rao , Senior Assistant also without reference to the criminal proceedings pending against them.

6. The Regional Director / Enquiry Officer in his enquiry report has held that the charges framed against Sri Y.V.S.N. Narsing Rao, Senior Assistant as proved.. Hence it has been provisionally decided to impose major penalty against him and in the reference sixth cited, while enclosing a copy of the Inquiry Report and orders of High Court of A.P., dt. 27.3.2008 in W.P. No. 20180/2007, Sri Y.V.S.N. Narsing Rao, Senior Assistant has been directed to show cause within 15 days from the date of receipt of the said Memo., as to why the suitable major penalty should not be imposed on him.

7. In the reference seventh cited, the individual has submitted his explanation to the show cause notice and requested to drop further action. After careful examination of the explanation submitted by the individual, Government have come to a conclusion that he did not put forth any new point to reconsider the provisional decision and therefore decided to confirm the provisional decision to impose major penalty. In the letter ninth read above, the Secretary, APPSC has informed that the Commission agreed with the proposal of the Government to impose a punishment of withholding of two increments with cumulative effect on Sri Y.V.S.N. Narsinga Rao, Senior Assistant and advised according. Therefore, Government hereby award penalty of withholding of two annual grade increments with cumulative effect against Sri Y.V.S.N. Narsing Rao, Senior Assistant, formerly at office of the Additional District Medical& Health Officer, Rampachodavaram, E.G. district.

8. The Director of Health, Andhra Pradesh shall take further action in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.VIJAY KUMAR  
EX-OFFICIO SECRETARY TO GOVERNMENT

**To**

Sri Y.V.S.N. Narsing Rao, Senior Assistant, formerly at Office of the Additional District Medical & Health Officer, Rampachodavaram, East Godavari District through the Director of Health, Hyderabad.

The Director of Health, Hyderabad.

( 2 spare copies for service and return)

Copy to

The Secretary, A.P.Public Service Commission, Hyderabad.

SF/SC.

//FORWARDED::BY ORDER//

SECTION ORDER